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Attorney for Defendant
ROBERT GUEVARA

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ROBERT GUEVARA,

Defendant.

Case No. CR 17-00378-RS

**STIPULATION AND ~~PROPOSED~~
ORDER TO RESET DEFENDANT
GUEVARA'S SENTENCING HEARING**

Defendant Robert Guevara, through counsel, and counsel for the government hereby stipulate and request that this Court reset Mr. Guevara's sentencing hearing date from January 23, 2018 to March 20, 2018. The reason for this request is that counsel for Defendant Guevara is currently in trial, and due to this and other scheduling difficulties, counsel and the assigned United States Probation Officer have been unable to conduct the presentence interview with Mr. Guevara. The parties request that the Court reset the sentencing hearing to accommodate scheduling of the presentence interview, as set forth in the declaration of counsel, below.

IT IS SO STIPULATED.

1 Date: December 18, 2017

Respectfully submitted,

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4 /s/ _____
DENISE OKI
5 Special Assistant United States Attorney

6 Dated: December 18, 2017

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8 /s/ _____
SEVERA KEITH
9 Attorney for Defendant
10 ROBERT GUEVARA

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12 **DECLARATION OF COUNSEL**

13 I, Severa Keith, declare as follows:

- 14 1. I am an attorney duly licensed to practice before this court. I have been appointed to
15 represent defendant Robert Guevara in this case.
- 16 2. I have been in trial since early November, 2017. Each week, I am in trial Monday
17 through Thursday. As such, I am scheduling most other work commitments on Fridays.
- 18 3. The probation officer in this matter is generally available Friday afternoons.
- 19 4. A presentence interview had been scheduled on December 1, 2017, and the parties
20 agreed to reschedule to December 8, 2017. The Probation Officer had to cancel the
21 December 8, 2017 presentence interview meeting, due to a work-related scheduling
22 conflict, a mandatory training. The meeting was rescheduled to December 15, 2017, and
23 I cancelled that meeting, due to work that arose in the trial matter.
- 24 5. I am requesting that the sentencing hearing be reset to April, 2018, so that a presentence
25 interview can be scheduled in mid-to-late January, 2018. I already have hearings and
26 appointments scheduled on Fridays in early January. This will give the Probation
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1 Officer ample time to prepare and distribute the Presentence Report in accord with the
2 timeline required by this Local Rules. It also accommodates the schedule of both
3 undersigned counsel and counsel for the government.

4 I declare, under penalty of perjury under the laws of the United States, that the foregoing
5 is true and correct. Executed this 18th day of December, 2017, in San Francisco, California.

6 /s/ Severa Keith
7 Attorney for Defendant
8 ROBERT GUEVARA
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ORDER

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED

Defendant Robert Guevara's sentencing hearing is reset from January 23, 2018 to April 3, 2018, at 2:30 p.m.

Date: 12/19/17


The Honorable Richard Seeborg
UNITED STATES DISTRICT JUDGE